

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the article consisted in part of a filthy substance by reason of the presence of insect fragments and rotten and moldy plant material; and, Section 501 (a) (2), it had been prepared and packed under insanitary conditions whereby it may have become contaminated with filth.

Misbranding, Section 502 (b) (2), the article in the April 17, 1946, shipment failed to bear a label containing an accurate statement of the quantity of the contents, in that the label affixed to the bottle bore no statement of the quantity of the contents.

DISPOSITION: July 21, 1948. A plea of guilty having been entered, the court sentenced the defendant to serve 1 year and 1 day on each of the 3 counts of the information, with the sentence on each count to run concurrently. The sentence was suspended and the defendant was placed on probation for 1 year and 1 day.

2509. Adulteration of chamomile flowers. U. S. v. 35 Bags, etc. (F. D. C. No. 25089. Sample No. 9934-K.)

LIBEL FILED: July 14, 1948, Southern District of New York.

ALLEGED SHIPMENT: From the country of Hungary to New York, N. Y. The product was received in New York on May 15, 1947.

PRODUCT: 35 bags containing a total of 2,010 pounds and 34 cases containing a total of 3,967 pounds of *chamomile flowers* at New York, N. Y.

NATURE OF CHARGE: Adulteration, Section 501 (a) (1), the article consisted in whole or in part of a filthy substance by reason of the presence of insects. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: September 7, 1948, The Meer Corporation, New York, N. Y., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond for cleaning, fuming, and sifting, under the supervision of the Federal Security Agency.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS*

2510. Adulteration of triple distilled water, solution anterior pituitary, ovarian extract, and ampuls of sodium iodide. U. S. v. Torigian Laboratories, Inc., and John Torigian. Plea of guilty for corporation on all four counts and plea of guilty for individual on count 1. Fine of \$1,000 against corporation; individual fined \$800 on count 1 and placed on probation for two years. Counts 2, 3, and 4 against individual dismissed. (F. D. C. No. 17881. Sample Nos. 78856-F, 87034-F, 16512-H, 16514-H, 16520-H.)

INFORMATION FILED: March 17, 1947, Eastern District of New York, against the Torigian Laboratories, Inc., Queens Village, New York, N. Y., and John Torigian, president of the corporation.

ALLEGED SHIPMENT: On or about July 15, August 30, and December 12, 1944, and January 26, 1945, from the State of New York into the States of Michigan and Illinois.

NATURE OF CHARGE: *Triple distilled water.* Adulteration, Section 501 (b), the article purported to be and was represented as "Water for Injection," a drug the name of which is recognized in the United States Pharmacopoeia, an official compendium, and its quality and purity fell below the official standard by reason of the presence of undissolved material and pyrogens; and the difference in quality and purity of the article from the official standard was not plainly stated, or stated at all, on its label.

Solution anterior pituitary and ovarian extract. Adulteration, Section 501 (b), the purity and quality of the articles fell below that which they purported and were represented to possess. They purported and were represented to be of a purity and quality suitable and appropriate for intramuscular injection and use, which use requires a sterile product. The articles were not of such purity or quality, since they were not sterile and were contaminated with living micro-organisms.

Ampuls of sodium iodide. Adulteration, Section 501 (b), the article purported to be and was represented as "Ampuls of Sodium Iodide," a drug the

*See also Nos. 2547, 2548 (veterinary preparations).